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17465DIV(AP)
PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE
In Re Application of: Andrews et alSerial No: 10/783,325
Customer No.: 51957
Conf. No.: 6873

Group No. : 1626

Examiner: Golam M. Shameem

Filed: February 20, 2004

For: 3-(ARYLAMINO)METHYLENE-
1,3-DIHYDRO-2H-INDOL-2-ONES AS
KINASE INHIBITORSCommissioner for Patents
Alexandria, VA 22313-1450

FEE VALUE ACCOUNTABILITY	
DEPOSIT ACCOUNT NO.	
010885	
FEE CODE	VALUE FURNISHED
714	130

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENT**

Dear Sir:

The owner, Allergan, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 USC 154 and 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,765,012 B2. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

Serial No. 10/783,325
Docket No. 17465DIV(AP)

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In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 USC 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an attorney of record.

Date: 8/17/05

By: RJ Baran
ROBERT J. BARAN
Assistant General Counsel
ALLERGAN, INC.

Telephone: 714/246-4669
Telecopier: 714/246-4249

☒ Please charge the terminal disclaimer fee under 37 CFR 1.20(d) to Account No. 01-0885. A duplicate of this terminal disclaimer is enclosed.

☒ PTO suggested wording for terminal disclaimer was unchanged.
Please direct all correspondence to:
Robert J. Baran (T2-7H)
Attorney of Record
ALLERGAN, INC.
2525 Dupont Drive
Irvine, CA 92612

CERTIFICATE OF FAX TRANSMISSION	
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING TRANSMITTED TO THE CENTRAL FAX NUMBER 571-273-8399, ON <u>8/18/05</u> (Date)	
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